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JUL 17 2006

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of  
Burbank et al.For: **ELECTROSURGICAL BIOPSY DEVICE  
AND METHOD**

Serial No.: 10/650,027

Filed: August 27, 2003

Atty. Docket No.: R0367-00302

Examiner: Charles A. Marmor, II

Group Art Unit: 3736

**AMENDMENT AND RESPONSE  
TO THE FINAL OFFICE ACTION  
MAILED 04/12/2006****CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8**I hereby certify that this correspondence is being transmitted by facsimile to (571) 273-8300, Mail Stop Amendment, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450; Attn: Charles A. Marmor, II on 7-17-06, in San Francisco, CA.By: Charles A. Marmor, IIMail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on April 12, 2006, please amend the  
above-identified application as follows: